

HEWLETT-PACKARD COMPANY
Intellectual Property Administration
P.O. Box 272400
Fort Collins, Colorado 80527-2400

IN THE
U.S. PATENT AND TRADEMARK OFFICE

Anticipated Classification of this application:

Class _____ Subclass _____

Prior application:

Examiner: Bonura, Timothy M.

Art Unit: 2184

I hereby certify that this is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on 11/03/03 and is addressed to the Commissioner for Patents, Alexandria, VA 22313-1450

"Express Mail" label no. EV336739281

Typed Name: Safiya Jarvis

Signature: _____

Commissioner For Patents
PO Box 1450
Alexandria, VA 22313-1450

REQUEST FOR A CONTINUING APPLICATION UNDER 37 CFR 1.53(b)

Sir:

This is a request for filing a continuing application under 37 CFR 1.53(b) a

☒ continuation application of:

☐ divisional application of:

Pending Prior Application

Application No. 09/599,707 filed June 22, 2000

Title PHYSICAL INCREMENTAL BACKUP USING SNAPSHOTS

Name of applicant(s) Andrew C. Goldstein, David W. Thiel and Richard F. Wrenn

Copy of Application

☒ Enclosed is a copy of the prior application, including the drawings.

☐ Enclosed is a new specification, including new drawings.

Oath or Declaration

☒ Enclosed is a copy of the prior Declaration (37 CFR 1.63(d)).

☐ Enclosed is a newly executed Declaration (original or copy).

Foreign Priority - 35 USC 119

☐ Foreign priority under 35 U.S.C. 119 has been claimed in prior Application No. _____
filed on _____ in _____

☐ The certified copy has been filed in prior Application No. _____
filed _____.

☐ A separate paper claiming direct priority to a foreign application is enclosed herewith. A certified copy of the foreign application will be provided in due course.

Relate Back - 35 USC 120

Cross Reference To Related Application(s);

This is a ☒ continuation ☐ divisional
of copending application number 09/599,707 filed on Jun 22, 2000,
which is hereby incorporated by reference herein.

Inventorship Statement

- () Delete the following named individuals as inventors in this application in accordance with 37 CFR 1.53(b) as a result of a change in the claimed subject matter:

Appointment of Associate Attorney

- () Recognize as Associate Attorney or Agent _____

Registration No. _____

- () authorization is hereby granted by signature below of the Attorney or Agent of record
() the Associate Attorney or Agent may not have the authority to appoint other Attorneys or Agents

Communications

- (X) Address all future communications to:

HEWLETT-PACKARD COMPANY
Intellectual Property Administration
P. O. Box 272400
Fort Collins, Colorado 80527-2400

Direct telephone calls to:

Michael R. Reinemann
(617) 951-2500

Other Amendments

- (X) Enter the enclosed Preliminary Amendment. The filing fee is calculated on the basis of the amended claims.

Fee Calculation

- (X) The filing fee is calculated below for (X) Utility () Design

CLAIMS AS FILED BY OTHER THAN A SMALL ENTITY				
(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) TOTALS
TOTAL CLAIMS	11 — 20	0	X \$18	\$ 0
INDEPENDENT CLAIMS	2 — 3	0	X \$86	\$ 0
ANY MULTIPLE DEPENDENT CLAIMS	0		\$290	\$ 0
BASIC FEE: Design (\$340.00); Utility (\$770.00)				\$ 770
TOTAL FILING FEE				\$ 770
TOTAL CHARGES TO DEPOSIT ACCOUNT				\$ 770

Charge \$ 770 to Deposit Account 08-2025. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Andrew C. Goldstein

By Michael R. Reinemann
Michael R. Reinemann
Attorney/Agent for Applicant(s)
Reg. No. 38,280

Date: 11/03/2003

Telephone: (617) 951-2500

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re The Application of:)	
Andrew C. Goldstein et al.)	
)	
Serial No.: Not yet assigned)	Examiner: Not yet assigned
)	
Filed: November 3, 2003)	
)	Art Unit: Not yet assigned
For: PHYSICAL INCREMENTAL)	
BACKUP USING SNAPSHOT)	
)	
)	
)	Cesari and McKenna, LLP
		88 Black Falcon Avenue
		Boston, MA 02210
		November 3, 2003

EXPRESS-MAIL DEPOSIT

“Express Mail” Mailing-Label Number: EV 336739281 US

The following papers are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service pursuant to 37 C.F.R. §1.10:

<u>X</u> Patent Application (33 pages including 41 claims)	<u>X</u> Request for Continuing Application
<u>X</u> Oath or Declaration	Under 37 CFR 1.53(b)
<u>X</u> Informal Drawings (9 sheets)	<u>X</u> Letter to Official Draftsman
<u>X</u> Information Disclosure Statement	<u>X</u> PTO-1449 and Copies of References
<u>X</u> Preliminary Amendment	<u>X</u> Return Receipt Postcard
<u>X</u> Formal Drawings (9 sheets)	

IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Andrew C. Goldstein

Confirmation No.:

Application No.:

Examiner:

Filing Date: 11/03/2003

Group Art Unit:

Title: PHYSICAL INCREMENTAL BACKUP USING SNAPSHOTS

Mail Stop PGPUB Drawings
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

DRAWING TRANSMITTAL LETTER

Sir:

Enclosed herewith please find:

- () _____ sheets of redlined drawing(s) which indicate proposed changes to the drawing(s). Upon approval of these proposed changes, formal drawing(s) will be submitted.
- () _____ sheets of corrected formal drawing(s), as required by the Notice of Patent Drawings Objection (PTO-948) which accompanied the Office Action dated _____.
- () _____ sheets of corrected formal drawing(s), as required by the Notice of Patent Drawings Objection (PTO-948) and approved in the Notice of Allowability dated _____.
- (X) 9 sheets of formal drawing(s). Please substitute these formal drawing(s) for the informal drawing(s) originally filed.
- () _____

Examiner's approval of the entry of these drawings is respectfully requested. No new matter has been added.

Respectfully submitted,

Andrew C. Goldstein

By 

Michael R. Reinemann

Attorney/Agent for Applicant(s)

Reg. No. 38,280

Date: 11/03/03

Telephone No.: (617) 951-2500

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450.

Date of Deposit: 11/03/03

Typed Name: Safiya Jarvis

Signature: _____